

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 DANIEL J. COREY,

11 Plaintiff,

v.

12 NIKKIE BEHNER, *et al.*,

13 Defendant.

14 CASE NO. C17-0704-JCC

ORDER

15 This matter comes before the Court on Plaintiff's motion to re-open (Dkt. No. 24). The
16 Court administratively closed and dismissed Plaintiff's case without prejudice on December 6,
17 2016 for lack of prosecution (Dkt. No. 15.) Plaintiff asks the Court to re-open so that he may
18 access Snohomish County Corrections' law library to research his case. Law library access is not
19 a sufficient basis to re-open Plaintiff's case. *See* Fed. R. Civ. P. 60(b). But because the Court
20 dismissed Plaintiff's case without prejudice, Plaintiff can file another complaint on the same
21 claims, so long as those claims are not precluded by the statute of limitations, which is normally
22 three years. *See* Wash. Rev. Code § 4.16.080(2); *Cabrera v. City of Huntington Park*, 159 F.3d
23 374, 379 (9th Cir. 1998).

24 For the foregoing reasons, Plaintiff's motion (Dkt. No. 24) is DENIED.

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DATED this 20th day of February 2018.



John C. Coughenour
UNITED STATES DISTRICT JUDGE